

MAJOR EMPLOYERS

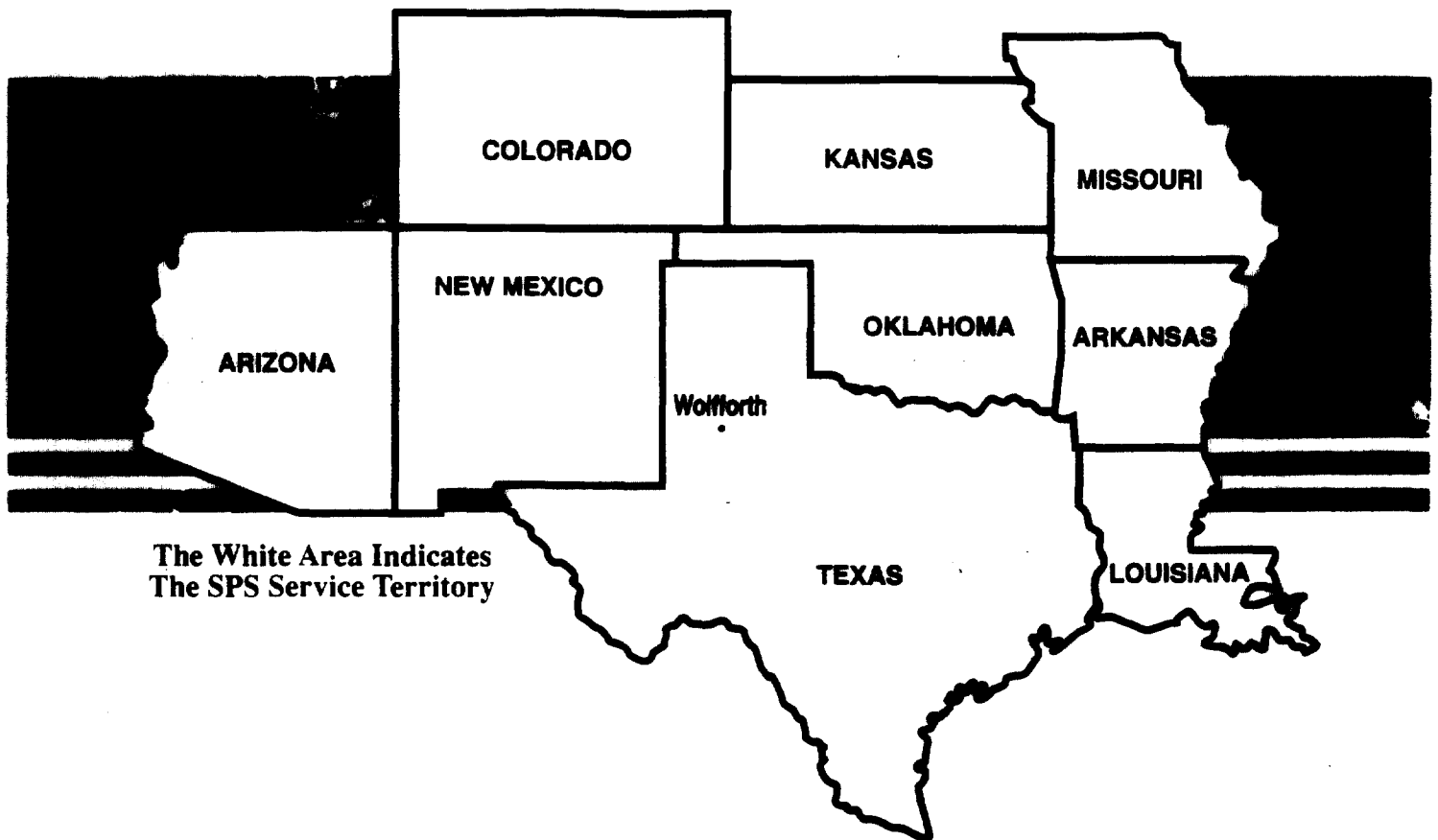
Name	Product or Service	Employees	Year Established Here	Union Yes/No % of Total
<u>Frenship Ind. School District</u>	<u>Education</u>	<u>426</u>	<u>1909-1938</u>	<u>No</u>
<u>American Bank of Commerce</u>	<u>Full service banking</u>	<u>115</u>	<u>1962</u>	<u>No</u>
<u>City of Wolfforth</u>	<u>Community services</u>	<u>17</u>	<u>1950 Inc.</u>	<u>No</u>
<u>Thriftyway Supermarket</u>	<u>Retail Grocery</u>	<u>16</u>	<u>1964</u>	<u>No</u>
<u>Rainbows End Child Care & Learning Center</u>	<u>Child care & learning</u>	<u>15</u>	<u>1987</u>	<u>No</u>
<u>Wolfforth Farmers Gin Co.</u>	<u>Cotton</u>	<u>12</u>	<u>1985</u>	<u>No</u>
<u>Rip Giffin Swift Shop No. 4</u>	<u>Grocery, Fast Food & Gas</u>	<u>10</u>	<u>1979</u>	<u>No</u>
<u>Fry Farm Equipment</u>	<u>Farm Equipment</u>	<u>8</u>	<u>1975</u>	<u>No</u>
<u>Discovery Depot</u>	<u>Child Care & Learning</u>	<u>7</u>	<u>1991</u>	<u>No</u>
<u>Herb Henderson Auctioneers</u>	<u>Auctioneers Sales</u>	<u>6</u>	<u>1983</u>	<u>No</u>
<u>Preston Meat Packers</u>	<u>Meat Processing</u>	<u>5</u>	<u>1978</u>	<u>No</u>
<u>Rosales Welding</u>	<u>Manufacturing-Custom Welding</u>	<u>3</u>	<u>1974</u>	<u>No</u>

FACTORS WE WOULD LIKE TO EMPHASIZE ABOUT OUR CITY

Wolfforth prides itself in being an attractive and progressive city. In recent months, 25 homes have been constructed. Construction has begun on a new 35 unit garden home development. A new city park is being developed. Upon completion the park will contain a 4-field baseball complex, a lake stocked for fishing, a walking and jogging path, sheltered picnic areas, and playground equipment. A new Municipal Building will soon be completed. The building will house the City Administrative Offices, the Police Department and the City Library.

Wolfforth is fortunate to have a fine school system (Frenship ISD) with many opportunities in educational fields. In May of 1994, the citizens approved a major bond issue for constructing additional buildings and renovation of several existing school buildings. Frenship ISD offers a wide range of curriculum, and students are afforded the opportunity to become academically and culturally well rounded.

The City of Wolfforth is located in southwest Lubbock County. Lubbock is rapidly growing in the southwest. Less than three miles separate the two city limit signs. The citizens of Wolfforth have all the advantages and conveniences of a large city and enjoy the quiet, friendly atmosphere of a small community.



**The White Area Indicates
The SPS Service Territory**



For additional information contact:

City of Wolfforth

or

**Wolfforth Area Chamber of
Commerce & Agriculture**

P. O. Box 36

Wolfforth, Texas 79382

(806) 866-4215

Or

**Economic Development Manager
Southwestern Public Service Co.**

P.O. Box 1261

Amarillo, Texas 79170

806-378-2183 • 806-378-2176

This survey is provided as a service by



SOUTHWESTERN PUBLIC SERVICE COMPANY

EXHIBIT B



**The State of Texas
House of Representatives
Austin, Texas**

Robert L. Duncan
State Representative
District 84
Lubbock, Texas

Capitol Offices
P.O. Box 2910
Austin, Texas 78768-2910
512-463-0676
1-800-322-9538

FACSIMILE TRANSMISSION

DATE: August 22, 1995

TO: Mr. Scott Harris
Radio Station KLLL

FAX: 806/770 5363

FROM: Carol McCollum
in the office of State Representative
Robert L. Duncan, District 84

Telephone: 512/463-0676 FAX: 512/463-0904

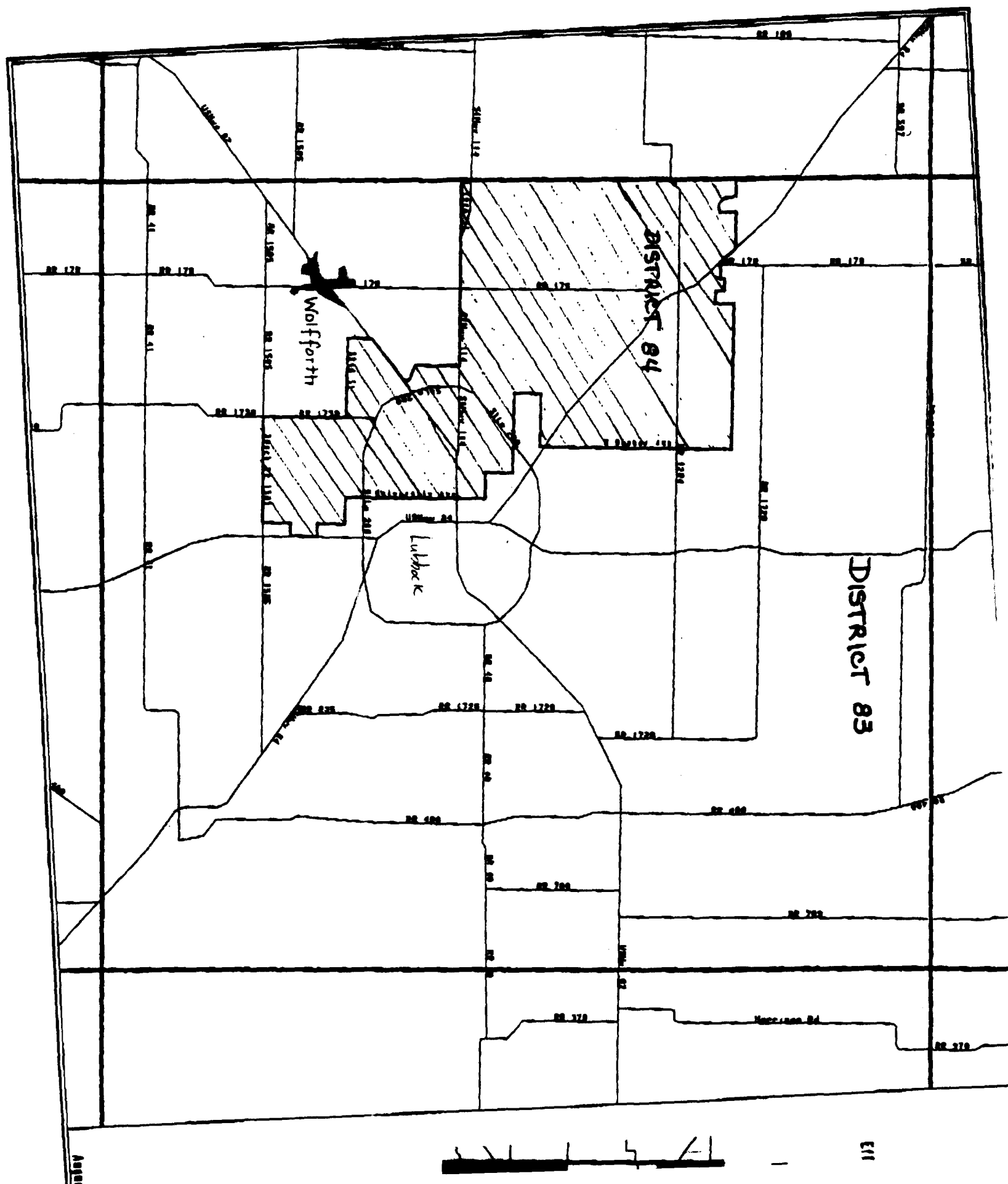
INSTRUCTIONS:

Scott, I hope that these maps fulfill your purpose. The enclosed maps were prepared by the Redistricting Office of the Texas Legislative Council. We have located Wolfforth on the maps for you and as you can see, it is in Representative Delwin Jones' District 83.

If we may be of further assistance, please do not hesitate to let us know.

Total number of pages including cover: 3

SEP. -20' 94 (TUE) 15:41



LARRY COMBEST
18TH DISTRICT, TEXAS

CHAIRMAN
PERMANENT SELECT COMMITTEE
ON INTELLIGENCE

COMMITTEE ON AGRICULTURE

Room 1511
LONGWORTH HOUSE OFFICE BUILDING
WASHINGTON, DC 20518-4319
(202) 225-4005

EXHIBIT C

**Congress of the United States
House of Representatives**

DISTRICT OFFICES:

Room 611
GEORGE H. MAHON
FEDERAL BUILDING
LUBBOCK, TX 79401-4000
(806) 763-1011

SAITE 205
3800 E. 42ND STREET
CHINA, TX 79705-6941
(817) 505-4743

SAITE 205
5000 S. WESTERN
AMARILLO, TX 79106-3025
(806) 353-3045

COVER PAGE

TO: TOM LANDRY

FROM: LYNN COWART (WASHINGTON)

TIME: 3:10 (P.M.) (~~2:10~~)

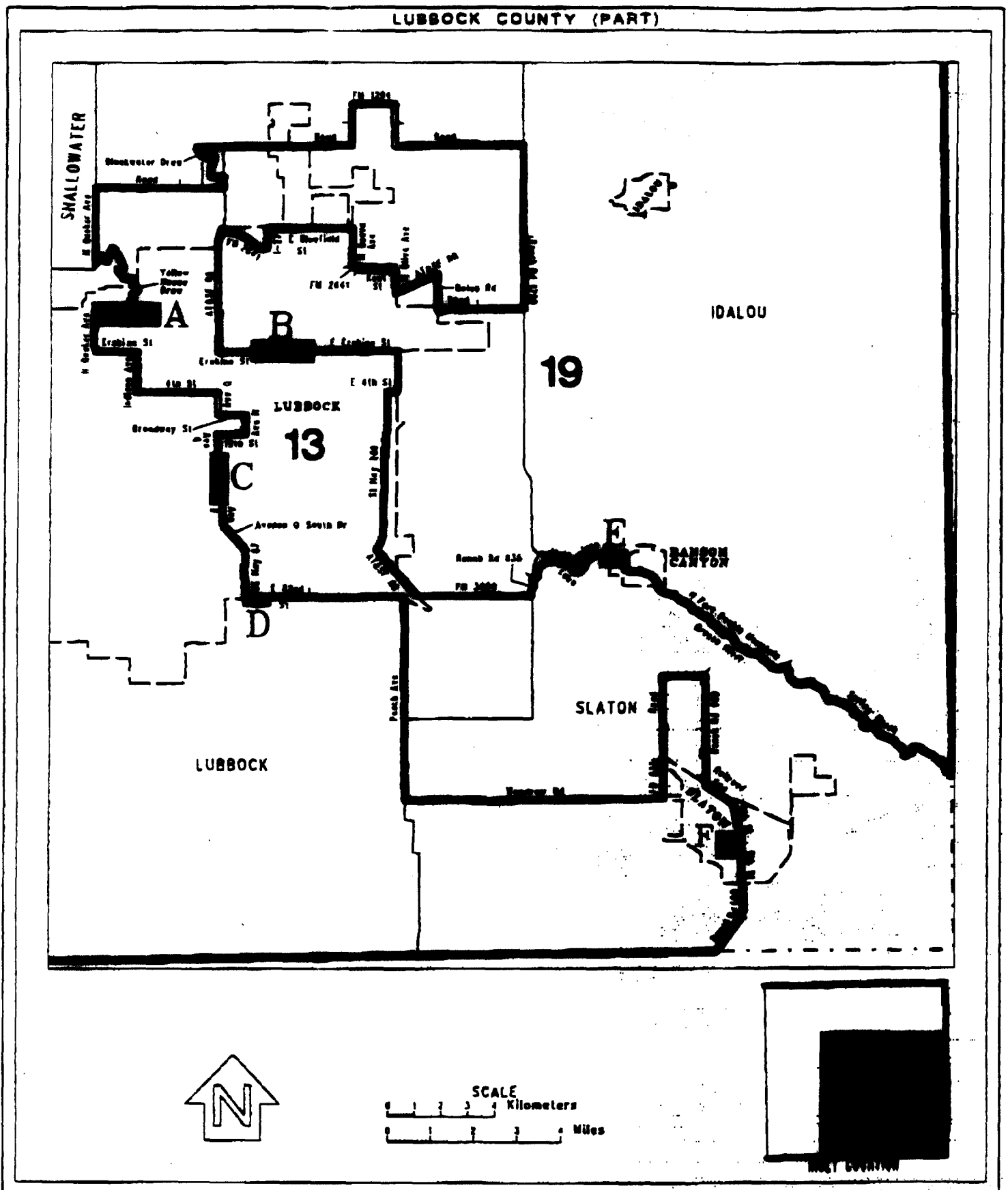
NO. OF PAGES TO FOLLOW: 2

RE: LUBBOCK DISTRICT
LINE5

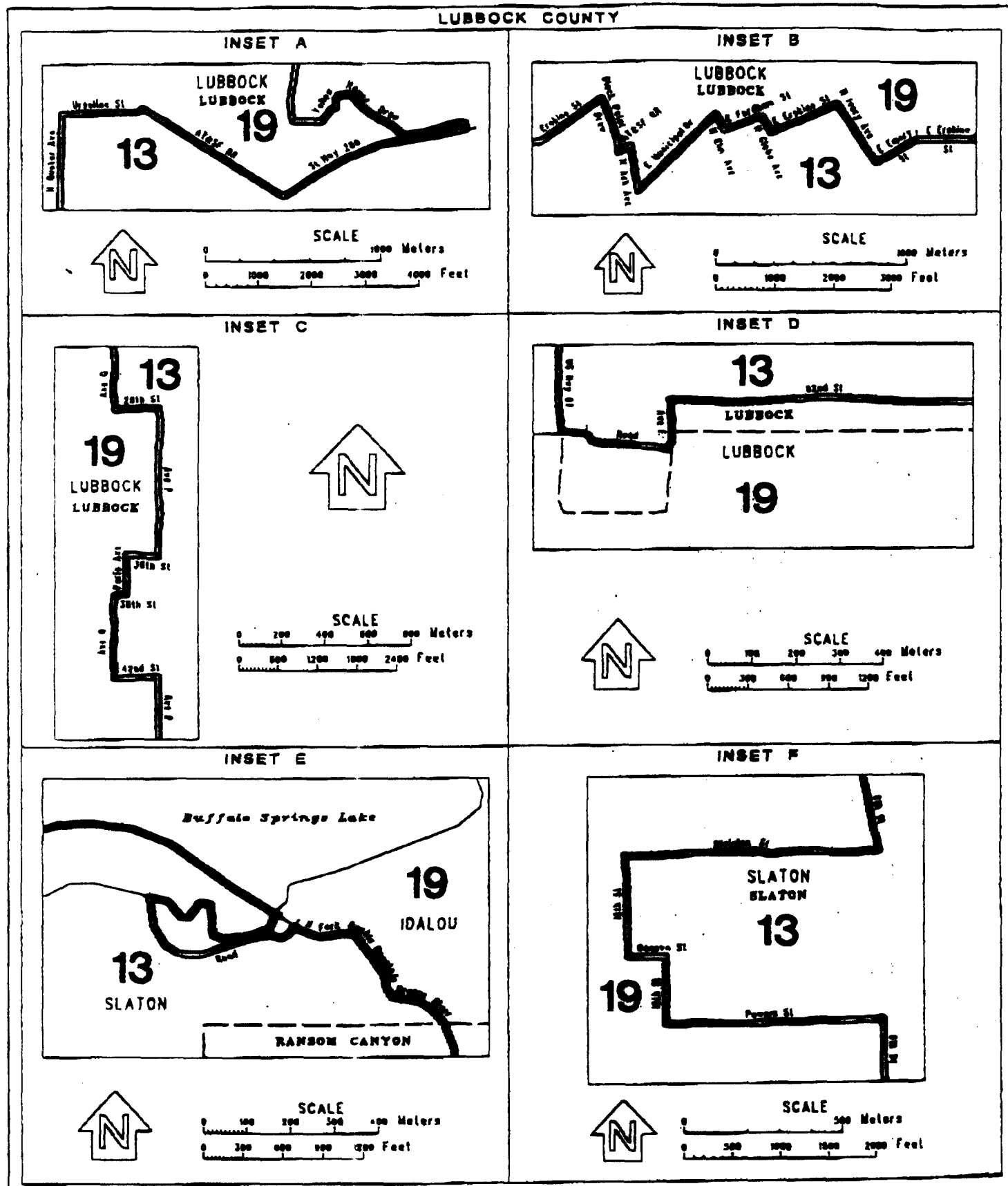
DATE: 8/25/95

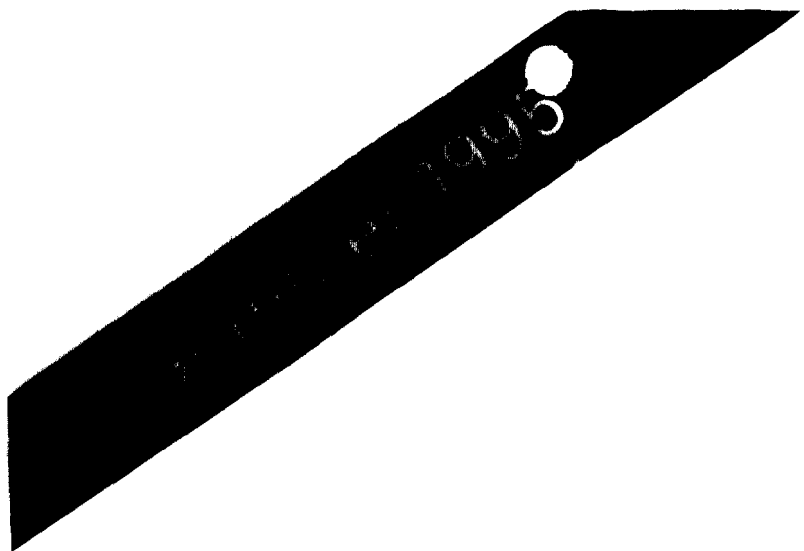
If transmission is incomplete please call (202) 225-4005.

Congressional Districts - Inset

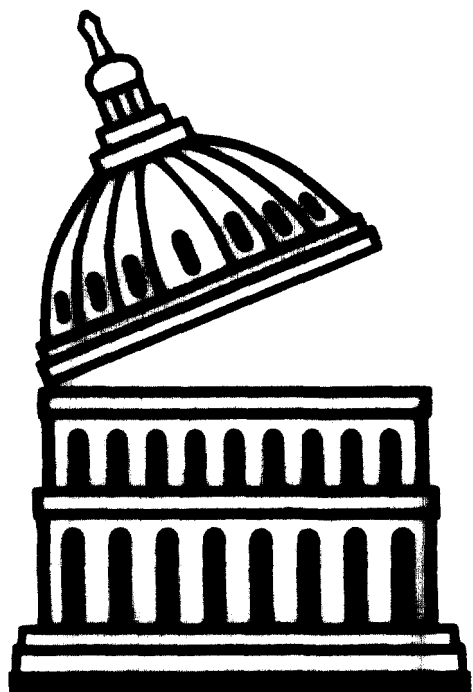


Congressional Districts - Insets





Congressional **YELLOW BOOK**



who's who in
congress, including
committees and
key staff

A LEADERSHIP DIRECTORY

Leadership Directories, Inc.
CONGRESSIONAL YELLOW BOOK

Summer 1995, Volume 21, Number 2

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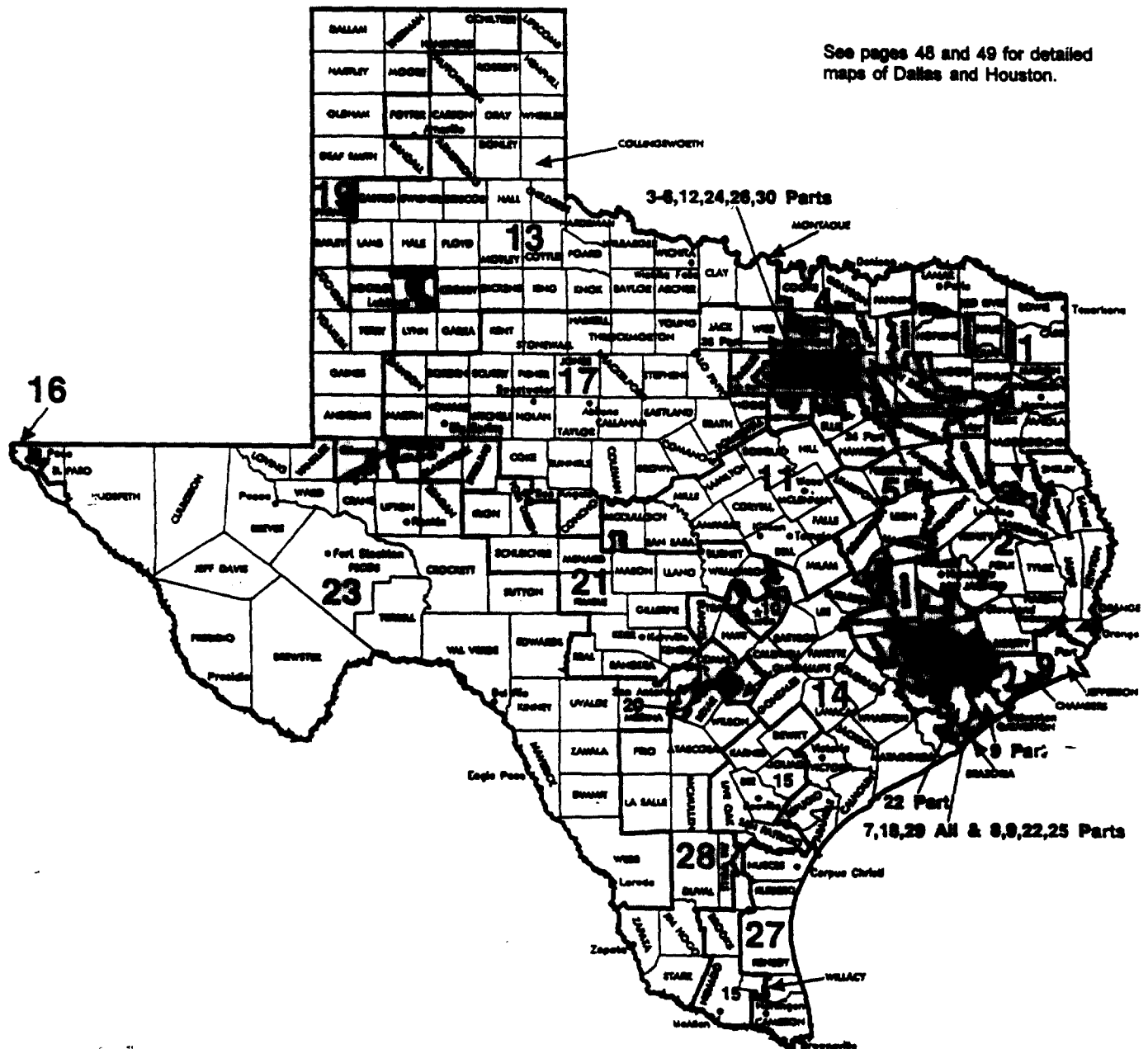
TEXAS

SENATORS

Phil Gramm (R)
Kay Bailey Hutchison (R)

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- | | |
|--|-------------------------------|
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| 2. Charles Wilson (D) | 17. Charles W. Stenholm (D) |
| 3. Sam Johnson (R) | 18. Sheila Jackson Lee (D) |
| 4. Ralph M. Hall (D) | 19. Larry Combest (R) |
| 5. John Bryant (D) | 20. Henry B. Gonzalez (D) |
| 6. Joe Barton (R) | 21. Lamar Smith (R) |
| 7. Bill Archer (R) | 22. Tom DeLay (R) |
| 8. Jack Fields (R) | 23. Henry Bonilla (R) |
| 9. Steve Stockman (R) | 24. Martin Frost (D) |
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| 12. Pete Geren (D) | 27. Solomon P. Ortiz (D) |
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Thornberry (R) | 28. Frank Tejeda (D) |
| 14. Greg Laughlin (R) | 29. Gene Green (D) |
| 15. E (Kika) de la Garza (D) | 30. Eddie Bernice Johnson (D) |



ROAD MAPS

1994

Road Atlas

America's Best Seller

New Edition

Available in paperback

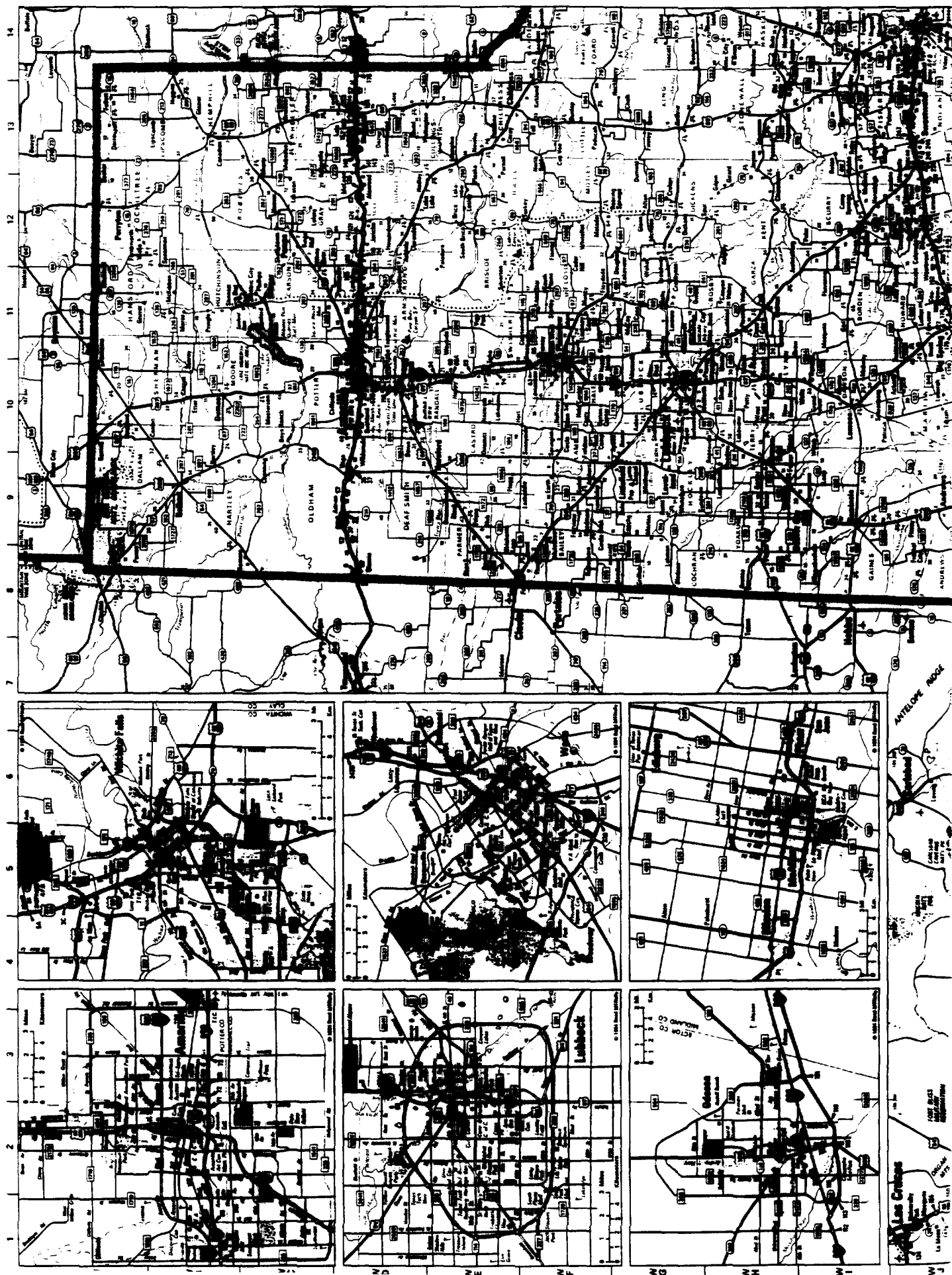


EXHIBIT D

DECLARATION OF THOMAS K. LANDRY

1. I am an attorney employed by the law firm of Wilmer, Cutler & Pickering.

2. On August 23, 1995, I called a telephone number listed for the Wolfforth Area Chamber of Commerce & Agriculture. The same number was listed for Wolfforth City Hall, and the person who answered identified herself as Ms. Donna Hudson at Wolfforth City Hall.

3. I asked Ms. Hudson whether there were any radio or television stations located in Wolfforth. She replied that there were not, and stated: "Being right here in Lubbock," there was "no need to have those things when we have them right here at our fingertips."

4. I then asked Ms. Hudson whether there were any publications or literature about Wolfforth of the kind that a chamber of commerce might typically have. She replied that there were not, and stated: "We're just not big enough for that."

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on August 25, 1995.

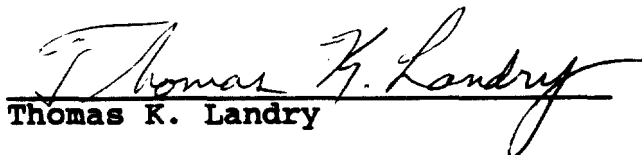

Thomas K. Landry

CERTIFICATE OF SERVICE

I, Thomas K. Landry, hereby certify that on this 25th day of August, 1995, I caused to be delivered by first-class mail, postage pre-paid, copies of the foregoing Reply Comments of Lee W. Shubert, Trustee, together with exhibits and the declaration of Thomas K. Landry, filed on this date, to the following:

James L. Primm
21st Century Radio Ventures, Inc.
713 Broadway
Santa Monica, CA 90401
(Petitioner)

Richard Zaragoza, Esq.
Kevin M. Walsh, Esq.
Fisher Wayland Cooper Leader
& Zaragoza, L.L.P.
2001 Pennsylvania Avenue, N.W. - Suite 400
Washington, D.C. 20006
(Attorneys for Emil Macha)


Thomas K. Landry



BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

RECEIVED

NOV 8 1995

FEDERAL COMMUNICATIONS COMMISSION

In the Matter of)

Amendment of Section 73.202(b),)
Table of Allotments, FM Broadcast)
Stations (Littlefield, Wolfforth)
and Tahoka, Texas))

MM Docket
No. 95-83

To: Chief, Allocations Branch

SUPPLEMENT TO REPLY COMMENTS
OF LEE W. SHUBERT, TRUSTEE

Lee W. Shubert, Trustee, the licensee of KLLL(FM), Lubbock, Texas ("KLLL"), respectfully submits this Supplement to KLLL's reply comments, in order to notify the Commission of subsequent developments directly relevant to the issues in this proceeding.^{1/}

As KLLL has demonstrated in its reply comments, only nine months after petitioner obtained a construction permit based upon its representation that it intended to construct a facility in Littlefield, it filed its petition to reallocate its channel to a location less than three miles from Lubbock. As KLLL noted (Reply Comments at 2), petitioner thus apparently had no intention of building the facility in Littlefield authorized by

^{1/} To the extent leave is required to bring these subsequent developments to the Commission's attention, KLLL requests leave. Indeed, Rule 1.65 of the Commission's rules, while applicable only to applications, strongly supports acceptance of filings providing new information not available at the time of filing that may be decisionally significant.

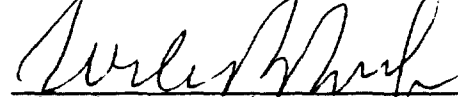
its permit. Indeed, petitioner relied upon its planned abandonment of Littlefield to support its Lubbock move-in -- an argument reminiscent of that of the apocryphal defendant who kills his parents and then asks the court for sympathy as an orphan.

This planned abandonment of service to Littlefield as contemplated by the terms of petitioner's construction permit has now become clear. On October 10, 1995, petitioner filed an application for extension of its Littlefield construction permit. A copy of that application is attached hereto. Petitioner admits in its recent application that it has not even ordered equipment, and that it does not intend to do so until after the Commission acts on its pending Lubbock move-in request. In complete disregard of the plain meaning of Section 73.3534 of the Commission's rules, petitioner then claims that there has been delay in construction at Littlefield "due to circumstances beyond [its] control" -- i.e., its own decision to file a petition for rulemaking seeking approval for the Lubbock move-in. This recent application graphically confirms that what is going on here is precisely the kind of manipulation of the Commission's allocation policies that it has refused to countenance.

For the reasons set forth above and in KLLL's reply comments, the petition to amend Section 73.202(b) of the rules should be denied.

Respectfully submitted,

LEE W. SHUBERT, TRUSTEE



William R. Richardson, Jr.

Wilmer, Cutler & Pickering
2445 M Street, N.W.
Washington, D.C. 20037-1420
(202) 663-6038

Its Attorney

November 8, 1995

21st Century Radio Ventures, Inc.
530 Wilshire Boulevard
Suite 301
Santa Monica, CA 90401
Tel: (310) 393-2741
Fax: (310) 393-4802

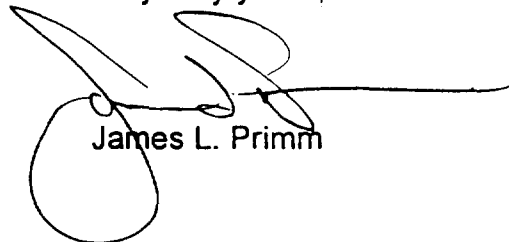
October 10, 1995

re: Extension of Time to Construct KAIQ FM, Littlefield, Texas

Federal Communications Commission
Mass Media Services
P.O. Box 358195
Pittsburgh, PA 15251-5195

Please find enclosed an application for an Extension of Time to Construct our station, KAIQ FM, Littlefield, TX. Also enclosed is a check in the amount of \$230 for the filing fee. Please contact the undersigned if you have any questions.

Very truly yours,



James L. Primm

cc: Reg Hopkinson

Federal Communications Commission
Washington, D. C. 20554Approved by OMB
3060-0407
Expires 03/31/97FOR
FCC
USE
ONLY

FCC 307

APPLICATION FOR EXTENSION OF BROADCAST
CONSTRUCTION PERMIT OR TO REPLACE EXPIRED
CONSTRUCTION PERMIT

(CAREFULLY READ INSTRUCTIONS BEFORE FILLING OUT THIS FORM)

FOR COMMISSION USE ONLY

FILE NO. BPH-9510125A

1. APPLICANT NAME (Last, First, Middle Initial)			
21st Century Radio Ventures, Inc.			
MAILING ADDRESS (Line 1) (Maximum 35 characters)			
530 Wilshire Boulevard			
MAILING ADDRESS (Line 2) (Maximum 35 characters)			
Suite 301			
CITY	STATE OR COUNTRY (if foreign address)	ZIP CODE	
Santa Monica	CA	90401	
TELEPHONE NUMBER (include area code)	CALL LETTERS OR OTHER FCC IDENTIFIER (IF APPLICABLE)		
(310) 393-2741	KAIQ-FM		
2. A. Is a fee submitted with this application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
B. If No, indicate reason for fee exemption (see 47 C.F.R. Section 1.1112).			
<input type="checkbox"/> Governmental Entity <input type="checkbox"/> Noncommercial educational licensee/permittee <input type="checkbox"/> Other (Please explain):			
C. If Yes, provide the following information:			
Enter in Column (A) the correct Fee Type Code for the service you are applying for. Fee Type Codes may be found in the "Mass Media Services Fee Filing Guide." Column (B) lists the Fee Multiple applicable for this application. Enter in Column (C) the result obtained from multiplying the value of the Fee Type Code in Column (A) by the number listed in Column (B).			
(A)	(B)	(C)	FOR FCC USE ONLY
FEE TYPE CODE	FEE MULTIPLE (if required)	FEE DUE FOR FEE TYPE CODE IN COLUMN (A)	
M K R	0 0 0 1	\$ 230	

3. PURPOSE OF APPLICATION: ☒ a. Additional time to construct broadcast station ☐ b. Construction permit to replace expired permit

4. IDENTIFICATION OF OUTSTANDING CONSTRUCTION PERMIT

Legal name of Applicant			
21st Century Radio Ventures, Inc.			
File Number	Call Letters	<input type="checkbox"/> Main Transmitter <input type="checkbox"/> Auxiliary Transmitter	
BPH 930726MB	KAIQ		
Frequency	Channel No.	City	State
95.5	238C3	Littlefield	TX

5. Submit as an Exhibit a list of the file numbers of pending applications concerning the station, e.g., major or minor modifications, assignments, etc.

Exhibit No.

1

6. EXTENT OF CONSTRUCTION

a. Has equipment been delivered?

☐ Yes ☒ No

If No, submit as an Exhibit a description of what equipment has been ordered, from whom and when it was ordered, and the promised delivery date (if any). If no order has been placed, so indicate and explain.

Exhibit No.

2

b. Has installation commenced?

☐ Yes ☒ No

If Yes, submit as an Exhibit a description of the extent of installation, the date on which installation commenced, and the estimated date by which construction can be completed.

Exhibit No.

Exhibit No.

3

Exhibit No.

7.(a) If application is for extension of construction permit, submit as an Exhibit any additional construction progress not specified above and reason(s) why construction has not been completed.

(b) If application is to replace an expired construction permit, submit as an Exhibit the reason for not submitting a timely extension application, together with any additional construction progress not specified above and the reason(s) why construction was not completed during the period specified in the construction permit or subsequent extension(s).

8. Are the representations, including environmental, contained in the application for construction permit still true and correct?

☒ Yes ☐ No

Exhibit No.

If No, give particulars in an Exhibit.

☐ Yes ☒ No

Exhibit No.

9. Since the filing of the applicant's last application, has an adverse finding been made or final action been taken by any court or administrative body with respect to the applicant or parties to the applicant in a civil or criminal proceeding, brought under the provisions of any law relating to the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental entity; or discrimination?

If the answer is Yes, submit as an Exhibit a full disclosure concerning the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), and the disposition of the litigation. Where the requisite information has been earlier disclosed in connection with another application or as required by 47 U.S.C. Section 1.65(c), the applicant need only provide: (i) an identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.65 information was filed, and the date of the filing; and (ii) the disposition of the previously reported matter.

The APPLICANT hereby waives any claims to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations and that exhibits are a material part hereof and are incorporated herein as set out in full in the application.

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503)

CERTIFICATION

1. By checking Yes, the applicant certifies, that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862, or, in the case of a non-individual applicant (e.g., corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefits that includes FCC benefits pursuant to that section. For the definition of a "party" for these purposes, see 47 C.F.R. Section 1.2002(b).

☒ Yes ☐ No

2. I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

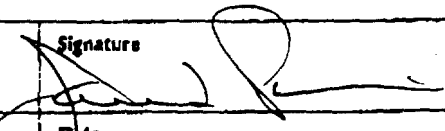
Name	Signature
21st Century Radio Ventures, Inc.	
Title	Date
President	10/10/95

Exhibit 1

Pending Matters File Numbers

Amendment of Section 73.202(b) Table of Allotments; FM Broadcast Stations.
(Littlefield, Wolfforth and Tahoka, TX)

MM Docket No. 95-83, RM-8634 (released June 19, 1995)

Exhibit 2

No equipment has yet been ordered. However, James Primm, president of Applicant, attended the National Association of Broadcasters Convention in New Orleans, Louisiana in September in order to inspect equipment and obtain quotes. We have delayed ordering equipment pending resolution of the Petition for Rule Making filed by Applicant to amend the FM table of allotments so as to delete channel 238C3 at Littlefield, TX and to add channel 238C3 at Wolfforth, TX and to modify Applicant's unbuilt construction permit to specify operation on channel 238C3 at Wolfforth, TX.

Exhibit 3

Construction has ben delayed due to circumstances beyond the control of the Applicant. The Applicant is awaiting Commission action which will permit it to move to a new community of license. On April 3, 1995, the Applicant filed a Petition for Rule Making to Amend the FM Table of Allotments, Littlefield, Wolfforth and Tahoka Texas and Request for Expedited Consideration with the Commission. The Applicant sought to amend the table of FM allotments so as to delete channel 238C3 at Littlefield, TX and to add channel 238C3 at Wolfforth, TX and to modify its unbuilt construction permit to specify operation on channel 238C3 at Wolfforth, TX. The applicant sought expedited consideration, noting that its construction permit would expire November 19, 1995.

On June 19, 1995, the Commission released its Notice of Proposed Rule Making seeking comments on the above referenced petition (copy is attached hereto as Exhibit A). The Applicant filed comments during the comment period which closed August 10, 1995 (reply comments August 25, 1995). The Applicant restated its intention to apply for channel 238C3 at Wolfforth, TX and that it would build the station promptly if allotted. As of the date hereof, the Commission has not acted on this Petition.

Because it is impossible for the Applicant to commence construction until after the grant requested in its Petition, the Applicant hereby requests an extension of time until June 30, 1996 to complete construction.

Federal Communications Commi n

DA 95-1271

EXHIBIT A

Before the
Federal Communications Commission
Washington, D.C. 20554

MM Docket No. 95-83

In the Matter of

Amendment of Section 73.202(b), RM-8634
Table of Allotments,
FM Broadcast Stations.
(Littlefield, Wolfforth and
Tahoka, Texas)

NOTICE OF PROPOSED RULE MAKING

Adopted: June 8, 1995;

Released: June 19, 1995

Comment Date: August 10, 1995

Reply Comment Date: August 25, 1995

By the Chief, Allocations Branch:

1. The Commission has before it the petition for rule making filed by 21st Century Radio Ventures, Inc. ("petitioner"), permittee of Station KAIQ(FM), Channel 238C3, Littlefield, Texas, requesting the reallocation of Channel 238C3 from Littlefield to Wolfforth, Texas, and the modification of its construction permit to specify Wolfforth as its community of license. Petitioner also requests the deletion of vacant Channel 237A at Tahoka, Texas, in the alternative, the substitution of Channel 278A for Channel 237A at Tahoka.¹ Petitioner states it will apply for Channel 238C3 at Wolfforth, if allotted.²

2. Petitioner seeks modification of Station KAIQ(FM)'s construction permit pursuant to the provisions of Section 1.420(i) of the Commission's Rules, which permits the modification of a station's authorization to specify a new community of license without affording other interested parties an opportunity to file competing expressions of interest. Petitioner states that adoption of its proposal will result in a preferential arrangement of allotments by bring-

ing a first local aural transmission service to Wolfforth, while Littlefield will retain service from Station KZZN(AM). Petitioner notes that Wolfforth is an incorporated community with a population of 1,941 persons. Petitioner adds that Wolfforth is governed independently (Mayor and five council members) and hold elections for its own officials. Moreover, Wolfforth operates its own fire department and collects certain separate "ad valorem" property taxes. Petitioner states the reallocation will result in a dramatic increase in service to populated areas, with service increasing from 35,241 to 252,733 persons.³

3. We believe the proposal warrants consideration because the proposed reallocation of Channel 238C3 from Littlefield to Wolfforth, Texas, could provide the community with its first local aural transmission service. Further, the reallocation of Channel 238C3 to Wolfforth will not deprive Littlefield of its sole local aural transmission service or result in the reallocation of a channel from a rural community to one within an urbanized area. Channel 238C3 can be reallocated from Littlefield to Wolfforth, Texas, in compliance with the minimum distance separation requirements with a site restriction of 9.3 kilometers (5.8 miles) south to accommodate petitioner's desired transmitter site.⁴ As requested, we also propose to modify petitioner's construction permit for Station KAIQ(FM) to specify Wolfforth as the station's community of license. In accordance with Section 1.420(i) of the Commission's Rules, we will not accept expressions of interest in the use of Channel 238C3 at Wolfforth or require the petitioner to demonstrate the availability of an additional equivalent class channel for use by such parties.

4. We shall also solicit comments on whether we should delete vacant and unapplied for Channel 237A at Tahoka, Texas. In accordance with Commission policy, if no party expresses an interest in use of Channel 237A at Tahoka, during the comment period in this proceeding, we shall delete the channel for lack of interest. However, if interest is expressed to retain Channel 237A and petitioner's proposal is adopted, we propose to substitute Channel 278A for Channel 237A at Tahoka. Channel 278A can be allotted to Tahoka in compliance with the minimum distance separation requirements with a site restriction of 5.6 kilometers (3.5 miles) northeast to accommodate petitioner's reallocation proposal.⁵

5. Accordingly, we seek comments on the proposed amendment of the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, for the community listed below, to read as follows:

¹ Petitioner also suggests the allotment of Channel 240C3 at Littlefield, Texas, as a replacement for Channel 238C3. However, petitioner has not expressed an interest in applying for Channel 240C3 at Littlefield, therefore, we will not propose the allotment of the channel to the community.

² Although petitioner's request indicates that the original copy of its proposal was signed, petitioner failed to include an affidavit verifying that the statements contained in its petition were accurate to the best of its knowledge. Section 1.52 of the Commission's Rules requires that the original of any document filed with the Commission by a party not represented by counsel be signed and verified by the party and his/her address stated. In absence of such verification, the petition may be dismissed. Section 1.401(b) of the Commission's Rules concerning rule making proceedings places petitioners on notice that their proposal must conform with the requirements of Section 1.52 regarding subscription and certifications. See also Amend-

ment of Section 1.420 and 73.3584 of the Commission's Rules Concerning Abuses of the Commission's Processes, 5 FCC Rcd 3911, n.42 (1990). Petitioner is requested to rectify this omission in its comments.

³ Petitioner states there will be a theoretical loss in service to 17,638 persons and denotes the loss is theoretical since Station KAIQ(FM) is unbuilt and has never been on the air. In addition, it advises that Station KAIQ(FM) was obtained on a first-come first-serve basis and as a result is not subject to any comparative hearing process restriction to change its community of license; citing, Memorandum and Opinion and Order, 5 FCC Rcd at 7097.

⁴ The coordinates for Channel 238C3 at Wolfforth are North Latitude 33-25-48 and West Longitude 102-03-35.

⁵ The coordinates for Channel 278A at Tahoka are North Latitude 33-11-34 and West Longitude 101-44-44.